

IC 5-26.5

ARTICLE 26.5. ADDRESS CONFIDENTIALITY PROGRAM

IC 5-26.5-1

Chapter 1. Definitions

IC 5-26.5-1-1

Applicability of definitions

Sec. 1. The definitions in this chapter apply throughout this article.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-2

"Address"

Sec. 2. "Address" means:

- (1) a residential street address;
- (2) a school address; or
- (3) a work address;

of an individual as specified on an individual's application to be a program participant.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-3

"Domestic violence"

Sec. 3. "Domestic violence" includes conduct that is an element of an offense under IC 35-42 or a threat to commit an act described in IC 35-42 by a person against a person who:

- (1) is or was a spouse of;
- (2) is or was living as if a spouse of;
- (3) has a child in common with;
- (4) is a minor subject to the control of; or
- (5) is an incapacitated individual under the guardianship or otherwise subject to the control of;

the other person regardless of whether the act or threat has been reported to a law enforcement agency or results in a criminal prosecution.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-4

"Incapacitated individual"

Sec. 4. "Incapacitated individual" has the meaning set forth in IC 12-10-7-1.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-5

"Minor"

Sec. 5. "Minor" means a person who is less than eighteen (18) years of age.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-6**"Program participant"**

Sec. 6. "Program participant" refers to an individual certified as a program participant under IC 5-26.5-2-3.

As added by P.L.273-2001, SEC.3. Amended by P.L.133-2002, SEC.8.

IC 5-26.5-1-7**"Protective order"**

Sec. 7. "Protective order" means any order issued by a court that prohibits a person from directly or indirectly contacting, harassing, disturbing, or approaching another person. The term includes an order (as defined in IC 5-2-9-2.1) and a protective order from a foreign jurisdiction.

As added by P.L.273-2001, SEC.3.

IC 5-26.5-1-8**"Sexual assault"**

Sec. 8. For purposes of IC 5-26.5-2-2, "sexual assault" means conduct that constitutes:

- (1) a misdemeanor or felony under IC 35-42-4 (sex crimes) or IC 35-46-1-3 (incest);
- (2) a misdemeanor or felony under the laws of:
 - (A) the United States;
 - (B) another state; or
 - (C) an Indian tribe;that is substantially similar to an offense described in subdivision (1); or
- (3) an attempt to engage in conduct described in subdivision (1) or (2);

regardless of whether the conduct results in criminal prosecution or whether the person who engages in the conduct is an adult.

As added by P.L.133-2002, SEC.9. Amended by P.L.1-2003, SEC.20.

IC 5-26.5-1-9**"Stalking"**

Sec. 9. For purposes of IC 5-26.5-2-2, "stalking" means conduct that constitutes:

- (1) a crime under IC 35-45-10-5 (stalking);
- (2) a misdemeanor or felony under the laws of:
 - (A) the United States;
 - (B) another state; or
 - (C) an Indian tribe;that is substantially similar to an offense described in subdivision (1); or
- (3) an attempt to engage in conduct described in subdivision (1) or (2);

regardless of whether the conduct results in criminal prosecution or whether the person who engages in the conduct is an adult.

As added by P.L.133-2002, SEC.10. Amended by P.L.1-2003,

SEC.21.